

Report Date: February 10, 2006

PROB 12B
(7/93)

United States District Court

for the

Eastern District of Washington

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender**
(Probation Form 49, Waiver of Hearing is Attached)

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
FEB 14 2006
JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

Name of Offender: Jimmy Dee Phillips

Case Number: 2:01CR00071-001

Name of Sentencing Judicial Officer: The Honorable Fred Van Sickle

Date of Original Sentence: 10/11/2001

Type of Supervision: Supervised Release

Original Offense: Distribution of a mixture
Containing Methamphetamine, 21 U.S.C. § 841(a)(1);
Distribution of Over 50 Grams of a Mixture
Containing Methamphetamine, 21 U.S.C. § 841(a)(1);
Felon in Possession of a Firearm, 18 U.S.C. § 922(g)

Date Supervision Commenced: 8/26/2005

Original Sentence: Prison - 60 Months; TSR - 48
Months

Date Supervision Expires: 8/25/2009

PETITIONING THE COURT

To modify the conditions of supervision as follows:

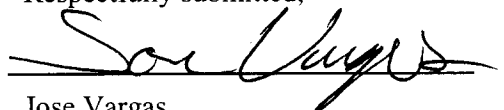
You shall abstain from the use of illegal controlled substances, and shall submit to urinalysis testing as directed by the supervising probation officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.

CAUSE

On January 9, 2006, Mr. Phillips submitted a urine sample which tested presumptive positive for marijuana. The defendant admitted to using marijuana on January 7, 2006, and acknowledged having a substance abuse problem. As a corrective measure, the defendant has agreed to comply with a substance abuse evaluation and follow through with any recommended treatment. In addition, recent 9th Circuit case law requires the Court to specify a specific number of urine tests to be set. Enclosed is a waiver signed by the defendant agreeing to the above modification of his conditions of supervised release.

Respectfully submitted,

by



Jose Vargas

U.S. Probation Officer

Date: February 10, 2006

Prob 12B

Re: Phillips, Jimmy Dee

February 10, 2006

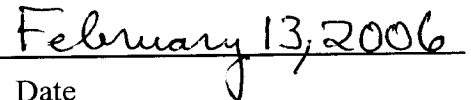
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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer



Date